



City of Imperial Beach *2018 Districting*

November 7, 2018

California Voting Rights Act (CVRA)

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- Under the Federal Voting Rights Act (passed in 1965), a jurisdiction must fail 4 factual tests before it is in violation of the law.
- The California VRA makes it significantly easier for plaintiffs to force jurisdictions into “by-district” election systems by eliminating two of the US Supreme Court *Gingles* tests:
 - ~~1. Can the protected class constitute the majority of a district?~~
 2. Does the protected class vote as a bloc?
 3. Do the voters who are not in the protected class vote in a bloc to defeat the preferred candidates of the protected class?
 - ~~4. Do the “totality of circumstances” indicate race is a factor in elections?~~
- Liability is now determined only by the presence of racially polarized voting

- Switched (or in the process of switching) as a result of CVRA:
 - ▣ At least 165 school districts
 - ▣ 28 Community College Districts
 - ▣ 80+ cities
 - ▣ 1 County Board of Supervisors
 - ▣ 8 water and other special districts.
- Key decisions & settlements
 - ▣ Only Palmdale has gone to trial on the merits (the city lost)
 - ▣ Key settlements:
 - Palmdale: \$4.7 million
 - Modesto: \$3 million
 - Anaheim: \$1.1 million
 - Whittier: \$1 million
 - Santa Barbara: \$600,000
 - Tulare Hospital: \$500,000
 - Madera Unified: about \$170,000
 - Hanford Joint Union Schools: \$118,000
 - Merced City: \$42,000
 - Placentia: \$20,000

Districting Process

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Date	Action
September 19	City adopts resolution of intent to switch to districts
September 24 & 25	Public Hearings 1 and 2 on the districting process and criteria
October 10	All initial draft maps posted on or before this date
October 17	Public hearing to gather public input on draft maps and election sequencing
October 31	All revised draft maps posted on or before this date
November 7	Council public hearing, selection of map and election sequence, and introduction of ordinance
December 5	Public hearing, second reading and adoption of ordinance
November 2020	First two districts hold elections
2021	Map redrawn to reflect 2020 Census data
November 2022	Remaining two districts hold elections (+ Mayor)



Districting Criteria

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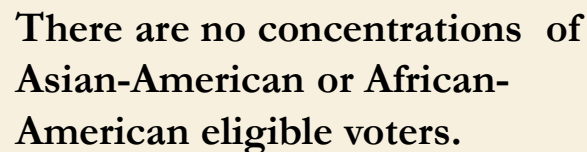
Federal Laws

- ❑ Equal Population
- ❑ Federal Voting Rights Act
- ❑ No Racial Gerrymandering

Traditional Redistricting Principles

- ❑ Communities of interest
- ❑ Compact
- ❑ Contiguous
- ❑ Visible (Natural & man-made) boundaries
- ❑ Respect voters' choices / continuity in office
- ❑ *Planned future growth*



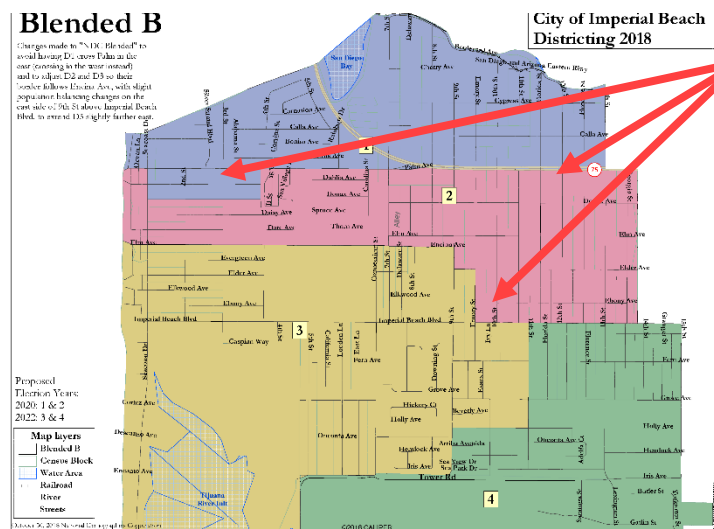
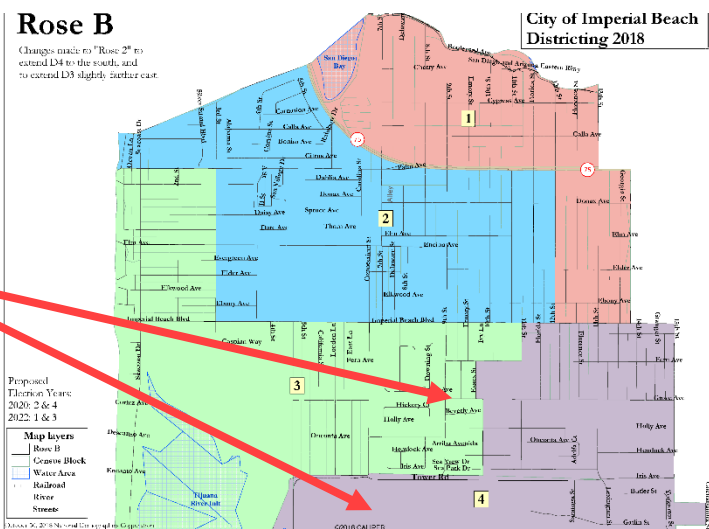
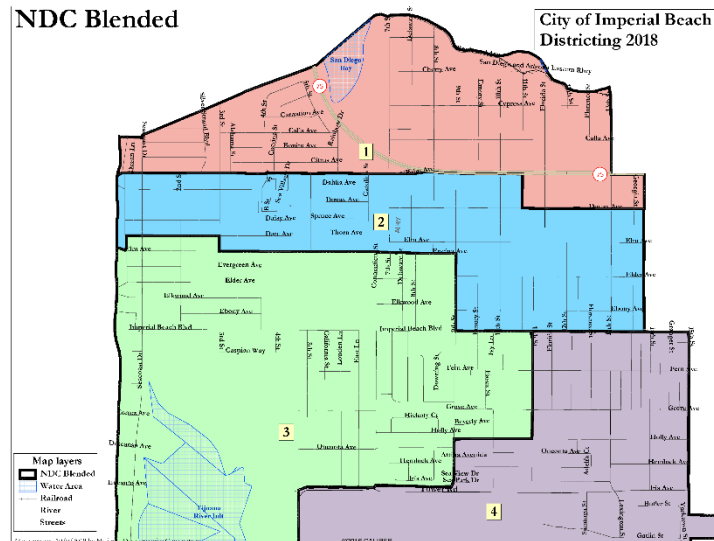
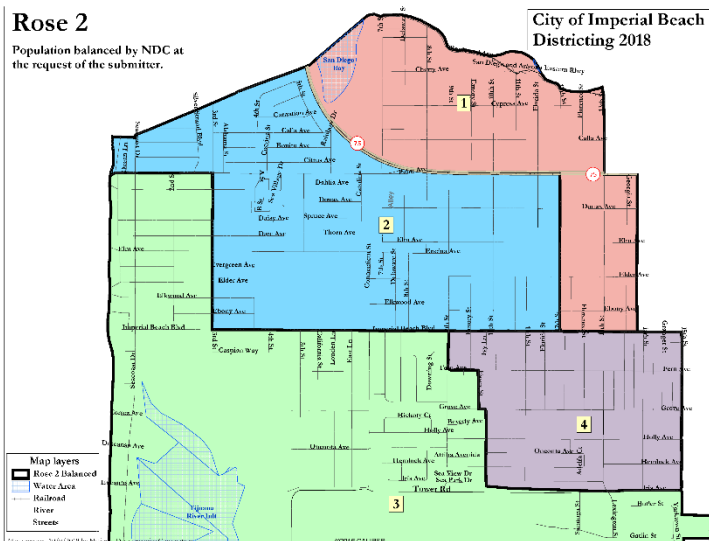


Map Review

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1. Ten maps submitted by the public
2. Four public maps met the requirements for balanced population and contiguous districts
 - ▣ McKay 2; Rivero-Fink 1; Rose 1; Rose 2
3. NDC added three maps to the draft maps collection
 - ▣ NDC Vertical; NDC Horizontal; and NDC Blended
4. Following public comment on October 17, Council focused on Rose 2 and NDC Blended
 - ▣ Discussion led to creation of Rose B and Blended B maps

'Focus' Maps



Changes Made

Recommended Election Sequencing

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Map	2020 Election	2022 Election
Rose 2	Districts 2 & 4	Districts 1 & 3
Rose B	Districts 2 & 4	Districts 1 & 3
NDC Blended	Districts 1 & 2	Districts 3 & 4
Blended B	Districts 1 & 2	Districts 3 & 4

Public Hearing & Action

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1. Public comment on maps
2. Council comment
3. Possible Council selection of a map, selection of election sequence, and introduction of the ordinance

